PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Boehmke

Examiner:

Ramakrishnaiah, Melur

Serial No.:

09/955,401

Group Art Unit:

2683

Filed:

September 12, 2001

Docket No.:

60027.0032USI1/BS01068

Title:

System, Method and Apparatus for Maintaining Cellular Telephone Network

Site Information

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450,

Alexandria, VA 22313-1450 on February 22, 2005.

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

(37 C.F.R. § 1.97(c))

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits or a first Office Action after filing a Request for Continued Examination under 37 C.F.R. § 1.114 or a CPA under 37 C.F.R. § 1.53(d), but before the mailing date of: i) a final action under 37 C.F.R. § 1.113; ii) a Notice of Allowance under 37 C.F.R. § 1.311; or iii) an action that otherwise closes prosecution on the application. No fee is due as this statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

Certification Under 37 C.F.R. §1.97(e)(2)

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that no item of information listed on the enclosed Form 1449 was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned after making a reasonable inquiry, no item of information listed on the enclosed Form 1449 was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD

39262
PATENT TRADEMARK OFFICE

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(Use several sheets if necessary)

ORM 1449* INFORMATION DISCLOSURE STATEMENT		Docket Number: 60027.0032USI1	Application Number: 09/955,401					
O' NANAPPL	NAPPLICATION	Applicant: Boehmke						
(Use several sheet	s if necessary)	Filing Date:	Group Art Unit: 2683					

September 12, 2001

		τ	J.S. PATENT DOCUMEN	TS			
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	5,285,494	02-1994	Sprecher et al.	379	59		
· ·	2001/0036825	11-2001	Martin	455	424		
	6,725,032	04-2004	Sheridan et al.	455	419		
	6,684,212	01-2004	Day et al.	707	10	· <u>··</u>	
	·						
		FO	REIGN PATENT DOCUM	MENTS			·
-	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
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-							
	ОТНЕ	R DOCUMEN	rs (Including Author, Title	Date, Pertinent	Pages, Etc.)		
	Office A	ction dated Dec	ember 17, 2004 on U.S. Pat	ent Application S	Serial No. 09/963,1	51 (17 pages))
	Office A	ction Summary	issued December 2, 2004 o	n U.S. Patent Ap	plication Serial No	. 09/962,423	(9 pages)

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DATE CONSIDERED **EXAMINER**

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.